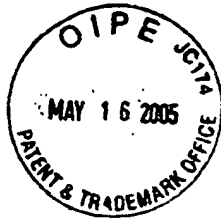


DOCKET NO: 5244-0104-2X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
TETSURO MOTOYAMA ET AL. : EXAMINER: ZIA, SYED  
SERIAL NO: 09/440,692 :  
RCE FILED: SEPTEMBER 25, 2003 : GROUP ART UNIT: 2131  
FOR: REMOTE SYSTEM USAGE :  
MONITORING WITH FLEXIBLE  
ENCODING AND DECODING OBJECTS

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF  
(37 CFR 41.37)

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Notification of Non-Compliant Appeal Brief, we are enclosing herewith a signed Appeal Brief in replace to the Appeal Brief filed January 28, 2005, which was found defective. The enclosed Appeal Brief is the same as that filed January 28, 2005.

Respectfully submitted,

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Docket No.: 5244-0104-2X

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/440,692  
Applicants: Tetsuro MOTOYAMA, et al.  
RCE Filed: September 25, 2003  
For: REMOTE SYSTEM USAGE MONITORING WITH  
FLEXIBLE ENCODING AND DECODING OBJECTS  
Group Art Unit: 2131  
Examiner: Zia, Syed

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SIR:

Attached hereto for filing are the following papers:

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF (37 CFR 41.37)  
SIGNED APPEAL BRIEF WITH APPENDICES**

Our check in the amount of -0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

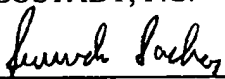
Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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